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Attorneys for Defendant Victor Manuel Rodriguez

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE FARIAS BARAJAS, and
VICTOR MANUEL RODRIGUEZ,

Defendants.

Case No. CR 12-00723-EJD

STIPULATION AND ~~PROPOSED~~ ORDER
RESCHEDULING SENTENCING HEARING

It is hereby stipulated and agreed to between plaintiff United States of America, through its counsel of record, Daniel R. Kaleba and Stephen J. Meyer, Assistant United States Attorneys, and defendant Victor Manuel Rodriguez, through his counsel of record, Mark D. Flanagan and Michael A. Mugmon, that the sentencing hearing scheduled for October 28, 2014 at 9:00 a.m. be rescheduled to January 13, 2015 at 9:00 a.m., in order to give the parties additional time to prepare for the hearing. Specifically, counsel for defendant Victor Manuel Rodriguez require additional time to contact family and friends of defendant who reside around the country and internationally.

1 The parties further stipulate that the parties' sentencing memoranda shall be filed no later
 2 than December 19, 2014, and responses thereto, if any, shall be filed no later than January 9,
 3 2015.

4 The parties certify that they have conferred with each other and with the Probation
 5 Officer regarding the proposed changes, and that both parties and the Probation Officer will be
 6 available on the changed date. The Probation Officer advises the parties that the final pre-
 7 sentence report will be distributed to the parties on or before December 1, 2014. The parties
 8 further certify that defendant's counsel has conferred with the Courtroom Deputy Clerk and that
 9 the changed date is available on the Court's calendar.

10 SO STIPULATED.

11 Dated: September 19, 2014

/s/ Mark D. Flanagan
 12 MARK D. FLANAGAN
 13 MICHAEL A. MUGMON

Attorneys for Defendant
Victor Manuel Rodriguez

15 Dated: September 19, 2014

/s/ Daniel R. Kaleba
 16 DANIEL R. KALEBA
 17 STEPHEN J. MEYER

Assistant United States Attorneys

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 19 **~~[PROPOSED]~~ ORDER**

20 Pursuant to the stipulation of the parties, and for good cause having been shown, IT IS
 21 HEREBY ORDERED THAT the sentencing hearing in the above-captioned case is continued to
 22 January 13, 2015 at 9:00 a.m. IT IS FURTHER ORDERED THAT the Probation Officer shall
 23 distribute the final pre-sentence report to the parties on or before December 1, 2014; the parties'
 24 sentencing memoranda shall be filed no later than December 19, 2014; and responses thereto, if
 25 any, shall be filed no later than January 9, 2015.

26 Date: September 22, 2014

Ed J. Davila
 27 Hon. Edward J. Davila

United States District Court Judge

ATTESTATION OF E-FILED SIGNATURE

I, Mark D. Flanagan, am the ECF User whose ID and password are being used to file this document. I hereby attest that Daniel R. Kaleba has concurred in this filing.

Dated: September 19, 2014

/s/ Mark D. Flanagan
Mark D. Flanagan